

SECRET

11 FEB 1967

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MEMORANDUM FOR: [REDACTED]

THROUGH : Mr. Warfield *W*

SUBJECT : Invasion of Privacy--Agency Procedures

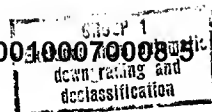
Senator Irvin's bill on Invasion of Privacy will be introduced very shortly. It will probably be several weeks thereafter before active hearings and consideration is given to the bill. As soon as we receive a copy of the bill I would like to have each of our procedures that appear to fall within the prohibited areas of the bill identified. For each item so identified we should have a statement to be used by the Director or any other officer who may have to appear before Senator Irvin's committee for testimony concerning these Agency procedures affected by the bill. This statement should contain our justification for the continuing use of those forms and procedures we deem essential for the administration of the Agency. Each office should submit the justification that concerns its function.

STATINTL

[REDACTED]  
R. L. Hammerman

Att

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13 June 1967

The Ervin bill is still in the Judiciary Committee being "marked up" and there is no date set, so far as we can determine, for the Committee's final disposition of the bill. Meanwhile, the Legislative Counsel is working with Senator Birch Bayh in an effort to obtain an exception for the Agency. On the House side a companion bill has been introduced by Congressman Watson which likewise does not contain an exception for the Agency. WFV

11 July 1967

STATINTL According to [REDACTED] Senator Ervin had expected to begin marking up his bill as soon as Congress reconvened after the holiday recess. This occurred 10 July but as yet the Senator hasn't tackled the task. He can be expected to do so, however, promptly. Senator Bayh, a member of Senator Ervin's <sup>sub</sup>committee, has agreed to press for an exception in the bill for CIA. The Legislative Counsel is also working on Senators Dirksen, Eastland, and others. [REDACTED] view is that even if the bill clears the full Judiciary Committee, it is unlikely to pass in the Senate and, even if it should, is almost certain to fail in the House. This doesn't mean we're relaxing any of our efforts to get an exception, but does give some reassurance that we're not likely ever to feel the full weight of any such legislation. WFV

STATINTL

16 August 1967

Senate Judiciary Committee has reported out the Ervin Bill after including an exemption that would take care of most of CIA's and NSA's concerns. The bill is now expected to pass the Senate. ~~IN~~ In the House, the speaker has decided that it will be handled by the Post Office Civil Service Committee where our ~~Legislative Counsel~~ <sup>Legislative Counsel</sup> is confident CIA will secure a full exemption in the bill. Jerry Kluttz' column in the 15 August Post reports the present status of the bill.

WFV

MEMORANDUM FOR THE RECORD

STATINTL

Since the introduction of S-1035 I have been keeping in touch with Charles [REDACTED] and John Warner to track the progress of the Bill. It is Warner's intention to obtain an exemption for CIA. [REDACTED] will make the first move by talking with Sub-Committee Chief, Mr. Autery. If this is unsuccessful, Warner will then propose such a move to Senator Ervin.

STATINTL

On 14 March Mr. Warner told me that although no conversations have been held with Autery or Ervin as yet he is confident that we will obtain the exemption. I checked again with Apple on 17 March. He plans to see Autery early next week.

STATINTL

[REDACTED]  
17 March 1967

18 April 1967

I made today the latest in a series of checks with [REDACTED]. He and John Warner have not yet had their face-to-face session with Senator Ervin but are currently drafting their notes for this purpose. Meanwhile, Senator Ervin has asked for reports from various agencies (but not including security agencies) on his bill by 30 April 1967. Civil Service Commission is preparing a consolidated report on behalf of the administration and, we understand, will take a strong position against the bill.

STATINTL

As yet, there is no hint as to when Senator Ervin expects to begin hearings on his bill. Certainly these are not likely to take place until after he has had an opportunity to digest the reports he will be receiving the end of this month. John Warner says that CIA can obtain an exception to the bill.

WFV

16 May: CIA has still not sent a letter to Senator Ervin requesting an exception although informal discussions with his staff have raised this point on several occasions. Meanwhile, the Senator has scheduled hearings on his bill beginning 18 May and has reported to the press that he hopes to see the bill passed very shortly inasmuch as a majority of Senators are cosponsors.

From my conversation with [REDACTED] today, I gather that hopes are fading that we can get Senator Ervin to insert an exception in the bill for CIA. Our hopes appear to be shifting to the House; and as a fallback position, we are confident the President would veto the bill if it passes in anything like its present form.

STATINTL

WFV